

JAVERBAUM WURGAFT HICKS  
KAHN WIKSTROM & SININS  
Park Place Legal Center  
959 South Springfield Avenue  
Springfield, NJ 07081  
Telephone No. (973) 379-4200  
Attorneys for Plaintiffs

<p>Plaintiff(s)</p> <p>CHRISTOPHER COON AND LEIDA COON, HIS WIFE</p> <p>vs.</p> <p>Defendant(s)</p> <p>WALEED T. DOZIER AND QIMMAH A. DOZIER</p> <p>THE CITY OF NEWARK, NEW JERSEY, A MUNICIPALITY AND PUBLIC ENTITY INCORPORATED PURSUANT TO THE LAWS OF THE STATE OF NEW JERSEY, THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY AND ITS EMPLOYEES NASH BRIDGES, PONCH PONCHERELLO, T.J. HOOKER, BARNEY FIFE, MIKE HAMMER, THEO KOJAK, OFFICER JOE BOLTON, which individuals represent fictitious names for actual persons employed by the CITY OF NEWARK AND THE CITY OF NEWARK POLICE DEPARTMENT whose real names and identities are presently unknown and who are named pursuant to R. 4:26-4;</p> <p>THE CITY OF ELIZABETH, A MUNICIPALITY AND PUBLIC ENTITY INCORPORATED PURSUANT TO THE LAWS OF THE STATE OF NEW</p>	<p>UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY</p> <p>CIVIL ACTION NO. 10-cv-818</p> <p>NOTICE OF MOTION TO REMAND Judge: Hon.Katherine S. Hayden</p> <p>Document Filed Electronically</p>
--	--

JERSEY, THE POLICE DEPARTMENT OF THE CITY OF ELIZABETH, NEW JERSEY and its employees, DAVID STARKY, KENNETH "HUTCH" HUTCHINSON, REMINGTON STEEL, OFFICER KRUPKE, BARNEY MILLER, AND SAM SPADE, which individuals represent fictitious names for actual persons employed by the CITY OF ELIZABETH AND THE CITY OF ELIZABETH POLICE DEPARTMENT whose real names and identities are presently unknown and who are named pursuant to R.4:26-4,

THE TOWNSHIP OF HILLSIDE, NEW JERSEY, A MUNICIPALITY AND PUBLIC ENTITY INCORPORATED PURSUANT TO THE LAWS OF THE STATE OF NEW JERSEY, THE POLICE DEPARTMENT OF THE TOWNSHIP OF HILLSIDE, NEW JERSEY and its employees, GUNTHER TOOTIE, FRANCIS MULDOON, ANTHONY BARETTA, STEVE MCGARRETT AND JOE MANNIX which individuals represent fictitious names for actual persons employed by the TOWNSHIP OF HILLSIDE AND THE TOWNSHIP OF HILLSIDE POLICE DEPARTMENT whose real names and identities are presently unknown and who are named pursuant to R. 4:26-4.

TO: Robert Varady, Esq.  
LaCorte Bundy Varady & Kinsella  
989 Bonnel Court  
Union, NJ 07083

Callan, Koster, Brady & Brennan,  
740 Broad Street, Suite 2  
Shrewsbury, NJ 07702  
Attention: William Brennan, Esq.

William E. Staehle, Esq.  
1200 American Road  
Morris Plains, NJ 07950  
Attn: Steve Cahir, Esq.

Newark Department of Law  
920 Broad Street  
Newark, NJ  
Attn: Gary S. Lipshutz, Assistant Corporate Counsel

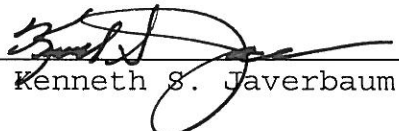
PLEASE TAKE NOTICE that on a date and time to be established by the Court, Plaintiffs Christopher Coon and Leida Coon will move before the Honorable Katherine S. Hayden, U.S.D.J., for an Order granting their Motion To Remand this case to the Superior Court of New Jersey, Law Division, Union County, pursuant to 28 U.S.C. §1447(c), based on the fact that this lawsuit does not involve a federal question.

PLEASE TAKE FURTHER NOTICE that, in support of the Motion, Plaintiffs shall rely on the Memorandum of Law and the Declaration of Kenneth S. Javerbaum, Esq. submitted herewith.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is also submitted herewith.

Respectfully submitted,  
JAVERBAUM WURGAFT HICKS  
KAHN WIKSTROM & SININS  
959 S. Springfield Ave.  
Springfield, NJ 07081  
Attorneys for Plaintiffs,  
Christopher and Leida Coon

Dated: March 1, 2010

  
Kenneth S. Javerbaum